

**Before the
Federal Communications Commission
Washington, DC**

In the Matter of:)	
)	
Request for Review of the Decision of the)	
Universal Service Administrator by)	FCC Docket No.: 02-6
)	
Assumption of the Blessed Virgin Mary School)	SLD File No.: 696142
BEN 102297)	
)	
Schools and Libraries Universal Service)	
Support Mechanism)	

REQUEST FOR REVIEW AND WAIVER

INTRODUCTION

Section 54.719(c) of the Commission’s rules provides that any person aggrieved by an action taken by a division of the Universal Service Administrative Company (“USAC”) may seek review from the Commission. Assumption of the Blessed Virgin Mary School (“school”) hereby appeals the current action taken by USAC in the following case.

BACKGROUND

On February 16, 2011 Assumption of the Blessed Virgin Mary School filed a Form 486 (Applicant form identifier 0018425694, attached as Exhibit A) with USAC for the school’s Funding Year 2009 funding commitments.

On February 23, 2011 USAC sent an information request email to the school, indicating that the certifications of block 4, items 9, 10, and 11 were not certified (Attached as Exhibit B). The school responded to the USAC information request regarding form identifier 0018425694 on March 16, 2011

(Attached as Exhibit C), but did not receive a response from USAC. The school was notified via a letter dated March 18, 2011 that the previously submitted Form 486 was rejected by USAC for failing to meet minimum processing standards (Attached as Exhibit D).

The school submitted a new Form 486 (Applicant form identifier BVM0948601, attached as Exhibit E) to USAC on June 1, 2011. On June 15, 2011 USAC issued a Form 486 Notification Letter (Attached as Exhibit F), reducing the funding commitment to Assumption of the Blessed Virgin Mary School for the school's funding commitment on telephone services, because the school, according to USAC, did not file their Form 486 on time.

FACTS

The school submitted a Form 486 for E-rate Funding Year 2009 with the good intention of complying with USAC guidelines.

The school was, and has remained, in compliance with the certifications requested on the Form 486.

The school responded to the USAC information request to correct the unchecked certification boxes clerical error.

The form was denied by USAC for failing to meet minimum form processing standards, not for a failure to comply with E-rate program rules.

The school resubmitted a corrected Form 486 for E-rate Funding Year 2009 in a continued effort to comply with USAC guidelines.

BASIS FOR THE SCHOOL'S APPEAL

- A. The USAC reason for denial of the Form 486 was due to clerical error, not due to noncompliance with E-rate program rules.**

The school submitted a Form 486 (Identifier 0018425694), with the good intention of complying with program rules regarding this form. Through the signature and submission of the Form 486, the school attempted to certify to USAC that the school was in compliance with the certifications listed on the form. Due to confusion with the form instructions, the school submitted the form without the certification boxes checked, believing that the signature provided on the form was in fact providing the appropriate certifications for the form. The school did not realize that the boxes on the form must also be checked to make the requested certifications. The school attempted to correct this clerical error with USAC by responding to USAC's request for problem resolution for the form.

In the Bishop Perry Order (FCC 06-54), the FCC found that "... a missing certification does not constitute a substantive violation, but a procedural one. We emphasize that these applicants still must file the certifications, even though they are late, for their applications to be processed by USAC. The question here is one of timing. USAC denied these applications not because the applicants refused to sign the certification, but because it was not received by USAC by the filing deadline, which meant that the applications were incomplete. Many of the applicants thought they had complied with the requirements, but due to computer error or other third-party errors, the certifications did not reach USAC." The Bishop Perry Order decision was made in reference to Forms 470 and 471, and the school contends that the same guidelines should apply to the school's situation with the Form 486. The school did not refuse to make the necessary form certifications, and submitted the certifications to USAC when the clerical error was made evident to the school.

B. The school submitted a corrected Form 486 to USAC at a later date.

After the school recognized the clerical error that had been made, the school attempted to correct the error by submitting a new Form 486 with the appropriate certifications checked, further demonstrating the school's desire to comply with E-rate guidelines. The school has made a concerted effort to maintain

compliance with the E-rate program rules and to correct any errors made during the E-rate funding process.

C. The Form 486 with applicant identifier BMV0948601 was submitted only for a telecommunications funding commitment.

The certifications regarding the technology plan certifications (Block 4, item 8) and the Children's Internet Protection Act certifications (Block 4, item 11) do not apply to the Telecommunications funding commitment referenced on the Form 486, meaning the deadline for certification of the Form 486 is a regulatory deadline, rather than a statutory deadline. The funding commitment was reduced not due to a violation of FCC program rules, but instead due to a violation of USAC's procedural deadline.

D. It serves the general purpose of the E-rate program, and the public interest to reverse the funding commitment reduction.

Assumption of the Blessed Virgin Mary School is a smaller school with 300 students and is it not heavily staffed. The person responsible for coordinating the schools E-rate efforts is not in a position dedicated to pursuing federal grants, and was not familiar with the nature of the clerical error made on the Form 486. The original form submission and subsequent information request from USAC occurred during the time period of the Funding Year 2011 E-rate Form 471 filing window, and the school staff was over tasked to fully address the form corrections before the Form 486 deadline. As best they could, the school attempted to use the resources and staff that were available to comply with E-rate guidelines. Reversing this funding reduction would have a minimal effect on Universal Service Fund, as the reduction is only a matter of \$2,160.00; however this funding is of great importance to the school due to its limited size and budget. There has been no evidence of waste, fraud, or abuse by the school in all of its participation in the E-rate program, and it would serve the good of public interest to provide funding to the school in the full original committed amount.

SUMMARY

For the reasons given above, Assumption of the Blessed Virgin Mary School respectfully requests that the Commission reverse USAC's decision and restore funding to FRN 1912970 (Form 471 application number 696142) and change the service start date on Form 486 applicant form identifier BVM0948601 to July 1, 2009.

Sincerely Submitted,



Christine Hunter

Assumption of the Blessed Virgin Mary School

Principal

2660 E. Orange Grove Blvd.

Pasadena, CA 91107

626-793-2089

EXHIBIT A

Schools and Libraries Universal Service
Receipt of Service Confirmation Form

To be completed by the Billed Entity

Please read instructions before completing.

(You can also file online at www.usac.org/sl.)Applicant's Form Identifier 0018425694

Form 486 Application#: _____

(Create your own code to identify THIS Form 486)

(To be assigned by administrator)

Block 1: Billed Entity Information

1. Name of Billed Entity

Assumption of the Blessed Virgin Mary School2. Billed Entity Number 1022973. Funding Year July 1, 2009 through June 30, 2010

4. Complete Mailing Address of Billed Entity

Street Address, P.O. Box, or Route Number

2660 E. Orange Grove Blvd.

City

Pasadena

State

CA

Zip Code

91107

Telephone Number

Extension

Fax Number

(626) 793-2089(626) 793-4070

5. Contact Person Information

Contact Person Name

Arlene GiaVerdi

Street Address, P.O. Box or Route Number

2660 E. Orange Grove Blvd.Pasadena

City

CA91107

State

Zip Code

Check the box next to the preferred mode of contact. (At least one box MUST be checked.)

☒ Telephone Number

Extension

☐ Fax Number(626) 793-2089☒ Email Addressagialverdi@abvmPasadena.org

0486010103

Entity Number 10297 Applicant's Form Identifier 0018425694
Contact Person Arlene G. Verdi Phone Number (626) 793-2089

Block 2: Early Filing Information and CIPA Waiver Requests

6a. Early Filing

CHECK THE BOX BELOW IF THE FRNS ON THIS FORM 486 ARE FOR SERVICES STARTING **ON OR BEFORE** JULY 31 OF THE FUNDING YEAR.

- ☐ The Funding Requests listed in Block 3 have been approved by USAC as shown in my Funding Commitment Decision Letter (FCDL). I have confirmed with the service provider(s) featured in those Funding Requests that these services will start on or before July 31 of the Funding Year.

Remember: Early filing using Item 6a is an option if and ONLY if services will start within the month of July of the relevant Funding Year, all relevant certifications in Block 4 can be accurately made, and the Form 486 is postmarked on or before July 31 of the Funding Year.

6b. CIPA Waiver

CHECK THE BOX BELOW IF YOU ARE REQUESTING A WAIVER OF CIPA REQUIREMENTS FOR THE SECOND FUNDING YEAR AFTER APRIL 20, 2001 IN WHICH YOU HAVE APPLIED FOR DISCOUNTS IF YOU AS THE BILLED ENTITY ARE THE ADMINISTRATIVE AUTHORITY.

- ☐ I am providing notification that, as of the date of the start of discounted services, I am unable to make the certifications required by the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), because my state or local procurement rules or regulations or competitive bidding requirements prevent the making of the certification(s) otherwise required. I certify that the schools or libraries represented in the Funding Request Number(s) on this Form 486 will be brought into compliance with the CIPA requirements before the start of the Third Funding Year after April 20, 2001 in which they apply for discounts.

6c. CIPA Waiver for Libraries for Funding Year 2004

CHECK THE BOX BELOW IF YOU ARE REQUESTING A WAIVER OF CIPA REQUIREMENTS FOR FUNDING YEAR 2004 IF YOU AS THE BILLED ENTITY ARE THE ADMINISTRATIVE AUTHORITY FOR THE LIBRARY(IES) REPRESENTED ON THIS FORM 486.

- ☐ I am providing notification that, as of the date of the start of discounted services in Funding Year 2004, I am unable to make the certifications required by the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), because my state or local procurement rules or regulations or competitive bidding requirements prevent the making of the certification(s) otherwise required. I certify that the libraries represented in the Funding Request Number(s) on this Form 486 will be brought into compliance with the CIPA requirements before the start of the Funding Year 2005.



0 4 8 6 0 1 0 2 0 3

Block 3: Service Information

7. Please provide the following information for each Form 471 Block 5 (Discount Funding Request) item for which the Billed Entity is indicating that the named service provider may begin submitting invoices to SLD. You will need your FCDL for some of the information required below.
Remember: The FRNs listed below must be from the same Funding Year as is listed in Block 1, Item 3.
If you need additional pages, please label them 4A, 4B, 4C, etc. and indicate the number in the space provided here: Page 3 _____

	(A) 471 Application Number From FCDL	(B) Funding Request Number (FRN) From FCDL	(C) Service Provider Identification Number (SPIN) From FCDL	(D) Service Provider Name From FCDL	(E) Funding Year Service Start Date (Earliest Date that Discounted Services Will Begin)
1	696142	1912970	143002665	AT&T Telephone Company	7/1/2009
2	696142	1912971	143005817	Charter Communications	7/1/2009
3					
4					
5					
6					
7					
8					
10					
11					
12					



Entity Number 102297 Applicant's Form Identifier 00184256 94
Contact Person Arlene Gier Verdi Phone Number (626) 793-2089

Block 4: Certifications and Signature

8. ☒ I certify that the entity(ies) receiving discounted services as indicated on this Form 486 are covered by technology plan(s) that have been approved by a state or other authorized body – a USAC-certified technology plan approver – prior to the commencement of service and that cover all 12 months of the funding year. If applicable, provide the name(s) of the organization(s) that approved a technology plan for any eligible entity that is receiving services covered under this Form 486. If EVERY FRN listed in the Form 486 is for basic telephone service only, enter "NONE" here.

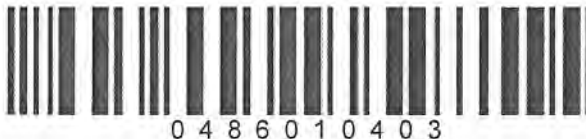
Christine Hunter

9. ☒ I certify that the services listed on this Form 486 have been, are planned to be, or are being provided to all or some of the eligible entities identified in the Form 471 application(s) cited above. I certify that there are signed contracts covering all of the services listed on this Form 486 except for those services provided on a tariff or month-to-month basis. I certify that I am authorized to submit this receipt of service confirmation on behalf of the above-named Billed Entity; that I have examined this request; and that, to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

10. ☒ I understand that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the services receive an appropriate share of benefits from those services. I recognize that I may be audited pursuant to this application and will retain for five years any and all records, including Forms 479 where required, that I rely upon to complete this form and, if audited, will make available to the Administrator such records.

NOTES FOR COMPLETING THE CERTIFICATIONS IN ITEM 11: A Billed Entity who is the Administrative Authority must check Item 11a or 11b or 11c. Check only ONE item. If the Billed Entity is not the Administrative Authority, skip to Item 11d. A Billed Entity who represents one or more Administrative Authorities must check Item 11d or 11e. (See the Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities.") A Billed Entity who represents one or more Administrative Authorities in Funding Years after Funding Year 2001 and who checks Item 11d must check Item 11f or 11g. (See the Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities.")

IF THIS FORM PERTAINS TO A FUNDING YEAR PRIOR TO FUNDING YEAR 2001 (THE FUNDING YEAR BEGINNING JULY 1, 2001), SKIP TO ITEM 12.



Entity Number 1022 97 Applicant's Form Identifier 0018425694
Contact Person Arlene GisVerdi Phone Number (626) 793-2089

11. FOR A BILLED ENTITY WHO IS THE ADMINISTRATIVE AUTHORITY:

I certify that as of the date of the start of discounted services:

- a. ☐ the recipient(s) of service represented in the Funding Request Number(s) on this Form 486 has (have) complied with the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l).
- b. ☐ pursuant to the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), the recipient(s) of service represented in the Funding Request Number(s) on this Form 486:

(FOR SCHOOLS and FOR LIBRARIES IN THE FIRST FUNDING YEAR FOR PURPOSES OF CIPA) is (are) undertaking such actions, including any necessary procurement procedures, to comply with the requirements of CIPA for the next funding year, but has (have) not completed all requirements of CIPA for this funding year.

(FOR FUNDING YEAR 2003 ONLY: FOR LIBRARIES IN THE SECOND OR THIRD FUNDING YEAR FOR PURPOSES OF CIPA) is (are) in compliance with the requirements of CIPA under 47 U.S.C. § 254(l) and undertaking such actions, including any necessary procurement procedures, to comply with the requirements of CIPA under 47 U.S.C. § 254(h) for the next funding year.

- c. ☐ the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), does not apply because the recipient(s) of service represented in the Funding Request Number(s) on this Form 486 is (are) receiving discount services only for telecommunications services.

FOR A BILLED ENTITY WHO REPRESENTS ONE OR MORE ADMINISTRATIVE AUTHORITIES ¹:

- d. ☐ I certify as the Billed Entity for the consortium that I have collected duly completed and signed Forms 479 from all eligible members of the consortium.
- e. ☐ I certify as the Billed Entity for the consortium that the only services that have been approved for discounts under the universal service support mechanism on behalf of eligible members of the consortium are telecommunications services, and therefore the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), do not apply.

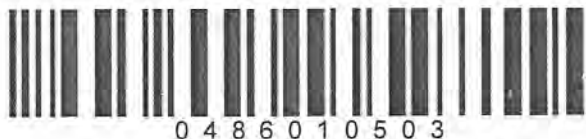
For Funding Years after Funding Year 2001: If you checked Item 11d above, check ONE of the boxes below:

- f. ☐ I certify that some or all of the eligible consortium members checked Form 479 Item 6d or Item 6e to seek a CIPA Waiver, and upon request from the Administrator I can provide this information; OR
- g. ☐ I certify that no eligible consortium members checked Form 479 Item 6d or Item 6e to seek a CIPA Waiver.

The certification language above is not intended to fully set forth or explain all the requirements of the statute.

¹ See the Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities."

The certification language above is not intended to fully set forth or explain all the requirements of the statute.



Entity Number 102297 Applicant's Form Identifier 00 184 256 94
Contact Person Arlene Giaverdi Phone Number (626) 793-2089

Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

12. Signature of authorized person

13. Date

Christine Hunter

14. Printed name of authorized person

Christine Hunter

15. Title or position of authorized person

Principal

16a. Street Address, P.O. Box, or Route Number

2660 E. Orange Grove Blvd.

Pasadena

City

CA

91107

State

Zip Code

16b. Telephone number of authorized person Extension

16c. Fax number of authorized person

(626) 793-2089

(626) 793-4070

16d. Email address of authorized person

Chunter @ abvmpasadena .org



0486010603

Entity Number 102297 Applicant's Form Identifier 0018425694
Contact Person Arlene Gialvendi Phone Number (626) 793-2689

FCC NOTICE FOR INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

Part 54 of the Commission's Rules authorizes the FCC to collect the information on this form. Failure to provide all requested information will delay the processing of the application or result in the application being returned without action. Information requested by this form will be available for public inspection. Your response is required to obtain the requested authorization.

The public reporting for this collection of information is estimated to range from 1 to 2 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the required data, and completing and reviewing the collection of information. If you have any comments on this burden estimate, or how we can improve the collection and reduce the burden it causes you, please write to the Federal Communications Commission, AMD-PER, Paperwork Reduction Act Project (3060-0853), Washington, DC 20554. We will also accept your comments regarding the Paperwork Reduction Act aspects of this collection via the Internet if you send them to PRA@fcc.gov. PLEASE DO NOT SEND YOUR RESPONSE TO THIS FORM TO THIS ADDRESS.

Remember - You are not required to respond to a collection of information sponsored by the Federal government, and the government may not conduct or sponsor this collection, unless it displays a currently valid OMB control number or if we fail to provide you with this notice. This collection has been assigned an OMB control number of 3060-0853.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, PUBLIC LAW 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3) AND THE PAPERWORK REDUCTION ACT OF 1995, PUBLIC LAW 104-13, OCTOBER 1, 1995, 44 U.S.C. SECTION 3507.

Please submit this form to:

SLD Form 486
P. O. Box 7026
Lawrence, Kansas 66044-7026

For express delivery services or U.S. Postal Service, Return Receipt Requested, send this form to:

SLD Forms
ATTN: SLD Form 486
3833 Greenway Drive
Lawrence, Kansas 66046
888-203-8100

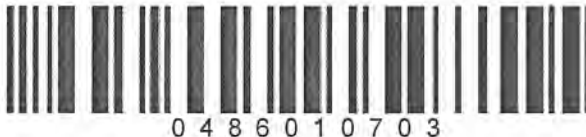




EXHIBIT B

Schools and Libraries Division

Fax

Date: 03/03/2011**Contact Name: Arlene GiaVerdi****Fax #: 1-626-793-4070**

Applicant Name: Assumption of the Blessed Virgin Mary School

Contact Phone Number: 626-793-2089

Form Type: 486

Application Number(s): 830610
830629Applicant Form Identifier: 22-176553 0018425694
22-176574 AD11B-ABVM**Response Due Date: 03/10/2011**

We recently sent a written request for additional information needed to successfully data enter your form. This is a reminder that the response due date is approaching. To date none of the requested information has been received. We need the following information from you so that we may complete data entry:

On these forms you left block 4, items 9, 10, and 11 blank.

Please make these corrections to your form and fax to my attention at 888-276-8736 or email the corrections to my attention at sld-problem-resolution@vangent.com. Please reference the application number or form identifier and include your full name and title in all correspondences. If you have any questions, please call me at 888-203-8100 and reference **Case Number 22-176553 and 22-176574**.

We need to receive this information from you by **03/10/2011**. Failure to do so may result in rejection of your form or removal of an incomplete line. If you need additional time to prepare your response, please let me know as soon as possible.

If you need to cancel your form or any individual lines, please clearly indicate in your response that it is your intention to cancel the form or line. Include in any cancellation request the form number and/or Form Identifier, the Funding Request Number(s), and the complete name, title and signature of the authorized individual.

NOTE: A copy of this correspondence is being forwarded to your State E-Rate Coordinator for informational purposes only. The State E-Rate Coordinator is under no obligation to get the information nor are they required to respond within the 15 days.

Thank you for your cooperation and continued support of the Universal Service Program.

Megan Allred

Client Service Bureau / Problem Resolution

Schools and Libraries Division

Help Line: 888-203-8100

Fax: 888-276-8736

E-Mail: sld-problem-resolution@vangent.com

EXHIBIT C

Wednesday, March 16, 2011 4:15 PM

To: sld-problem-resolution@vangent.com
CC: "Arlene GiaVerdi" <agiaverdi@abvmpasadena.org>
From: Bea Brunker
Subject: Form 486 Corrections:Case Number 22-176553
Attachments: "0018425694.pdf"

Good afternoon Megan Allred,

This is in regards to case number 22-176553 and applicant Form identifier AD11B-ABVM.

Please find attached FY09 Form 486 for Assumption Blessed Virgin Mary School's with the corrected certification pages. Please let us know if you need any further information in regards to this request.

Thank you,

Bea Brunker

Thank you contacting the Arch LA Helpdesk. For your convenience, a copy of your original support request has been included at the bottom of this e-mail. If we may be of any further assistance please do not hesitate to contact us!

BEA BRUNKER

FFL Arch LA Helpdesk

Funds For Learning

archla@eratemanager.com

phone: 405-471-0912

fax: 866-552-8110

This e-mail, including attachments, may include confidential and/or proprietary information and is intended solely for the addressee(s) listed above. Access to this e-mail by anyone else is unauthorized. If you are not the intended recipient, you may not copy or distribute this e-mail or disclose its contents to anyone. If you have received this e-mail in error, please notify the sender by replying to this message, and then delete it.

FFL uses its best efforts to ensure that all of the E-rate-related information that it provides is accurate, current, and complete. However, because of the dynamic nature of E-rate program rules, regulations, and procedures, FFL can neither warrant nor guarantee the accuracy, currency, or completeness of this information.



Universal Service Administrative Company

EXHIBIT D

Schools and Libraries Division

REJECTION FOR NON-RECEIPT OF REQUESTED INFORMATION Funding Year 12 (2009-2010) FCC Form 486

March 18, 2010

ARLENE GIAVERDI
ASSUMPTION OF THE BLESSED VIRGIN MARY SCHOOL
2660 E. ORANGE GROVE BLVD.
PASANENA, CA 91107

Re: Applicant's Form Identifier: 0018425694
Application Number: 830610

Dear ARLENE GIAVERDI:

This letter is to notify you that your FCC 486, has been rejected and is being returned to you with this letter.

We did not receive the information we requested from you, which was necessary for us to successfully process your form. Since we did not receive the requested information by the date in our communications, your form has been rejected and is being returned to you as indicated in those communications.

If you have any questions about the enclosed information, please visit the USAC website at www.usac.org/sl; or, contact our Client Service Bureau at 888-203-8100.

TO APPEAL THIS DECISION

If you wish to appeal a decision in this letter, your appeal must be received by USAC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and (if available) email address for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Include the following to identify the letter and the decision you are appealing:
 - appellant name,
 - applicant or service provider name, if different than appellant,
 - applicant BEN and service provider SPIN,
 - <insert application or form number> as assigned by USAC,
 - Funding Request Number(s) (FRNs) you are appealing if provided in the letter,
 - <insert name of the letter and funding year - both are located at the top of the letter>, AND

- the exact text or the decision that you are appealing.
2. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal, including any correspondence and documentation.
 3. If you are an applicant, please provide a copy of your appeal to the service provider(s) affected by USAC's decision. If you are a service provider, please provide a copy of your appeal to the applicant(s) affected by USAC's decision.
 4. Provide an authorized signature on your letter of appeal.

To submit your appeal to USAC by email, email your appeal to appeals@sl.universalservice.org. USAC will automatically reply to incoming emails to confirm receipt.

To submit your appeal to us by fax, fax your appeal to (973) 599-6542.

To submit your appeal to us on paper, send your appeal to:

Letter of Appeal
Schools and Libraries Division - Correspondence Unit
30 Lanidex Plaza West
P. O. Box 685
Parsippany, NJ 07054-0685

For more information on submitting an appeal to USAC, please see the "Appeals Procedure" posted on our website.

You have the option of filing an appeal with USAC or directly with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted on our website. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554.

Schools and Libraries Division
Universal Service Administrative Company

Enclosure: (1) FCC 486

EXHIBIT E

FCC Form 486	Do Not Write in this Area	Approval by OMB 3060-0853 Estimated time per response: 1.5 hours
Schools and Libraries Universal Service Receipt of Service Confirmation Form		
To be completed by the Billed Entity Please read instructions before completing. (You can also file online at www.usac.org/si .)		
Applicant's Form Identifier BVM0948601 (Create your own code to identify THIS Form 486)		Form 486 Application#: _____ (To be assigned by administrator)
Block 1: Billed Entity Information		
1. Name of Billed Entity ASSUMPTION BVM SCHOOL		
2. Billed Entity Number 102297	3. Funding Year July 1, 2009 through June 30, 2010	
4. Complete Mailing Address of Billed Entity Street Address, P.O. Box, or Route Number 2660 E ORANGE GROVE BLVD		
City PASADENA	State CA	Zip Code 91107
Telephone Number	Extension	Fax Number
5. Contact Person Information Contact Person Name Arlene GiaVerdi		
Street Address, P.O. Box or Route Number 2660 Orange Grove Blvd,		
City Pasadena		
State CA	Zip Code 91107	
Check the box next to the preferred mode of contact. (At least one box MUST be checked.)		
<input type="checkbox"/> Telephone Number 626-793-2089	Extension	<input type="checkbox"/> Fax Number 626-793-4070
<input checked="" type="checkbox"/> Email Address agiaverdi@abvmPASADENA.org		



0 4 8 6 0 1 0 1 0 3

Entity Number	<u>102297</u>	Applicant's Form Identifier	<u>BVM0948601</u>
Contact Person	<u>Arlene GiaVerdi</u>	Phone Number	<u>626-793-2089</u>
Block 2: Early Filing Information and CIPA Waiver Requests			
6a. Early Filing			
CHECK THE BOX BELOW IF THE FRNS ON THIS FORM 486 ARE FOR SERVICES STARTING ON OR BEFORE JULY 31 OF THE FUNDING YEAR.			
<input type="checkbox"/> The Funding Requests listed in Block 3 have been approved by USAC as shown in my Funding Commitment Decision Letter (FCDL). I have confirmed with the service provider(s) featured in those Funding Requests that these services will start on or before July 31 of the Funding Year.			
Remember: Early filing using Item 6a is an option if and ONLY if services will start within the month of July of the relevant Funding Year, all relevant certifications in Block 4 can be accurately made, and the Form 486 is postmarked on or before July 31 of the Funding Year.			
6b. CIPA Waiver			
CHECK THE BOX BELOW IF YOU ARE REQUESTING A WAIVER OF CIPA REQUIREMENTS FOR THE SECOND FUNDING YEAR AFTER APRIL 20, 2001 IN WHICH YOU HAVE APPLIED FOR DISCOUNTS IF YOU AS THE BILLED ENTITY ARE THE ADMINISTRATIVE AUTHORITY.			
<input type="checkbox"/> I am providing notification that, as of the date of the start of discounted services, I am unable to make the certifications required by the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), because my state or local procurement rules or regulations or competitive bidding requirements prevent the making of the certification(s) otherwise required. I certify that the schools or libraries represented in the Funding Request Number(s) on this Form 486 will be brought into compliance with the CIPA requirements before the start of the Third Funding Year after April 20, 2001 in which they apply for discounts.			
6c. CIPA Waiver for Libraries for Funding Year 2004			
CHECK THE BOX BELOW IF YOU ARE REQUESTING A WAIVER OF CIPA REQUIREMENTS FOR FUNDING YEAR 2004 IF YOU AS THE BILLED ENTITY ARE THE ADMINISTRATIVE AUTHORITY FOR THE LIBRARY(IES) REPRESENTED ON THIS FORM 486.			
<input type="checkbox"/> I am providing notification that, as of the date of the start of discounted services in Funding Year 2004, I am unable to make the certifications required by the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), because my state or local procurement rules or regulations or competitive bidding requirements prevent the making of the certification(s) otherwise required. I certify that the libraries represented in the Funding Request Number(s) on this Form 486 will be brought into compliance with the CIPA requirements before the start of the Funding Year 2005.			



Entity Number 102297 Applicant's Form Identifier BVM0948601
Contact Person Arlene GiaVerdi Phone Number 626-793-2089

Block 3: Service Information

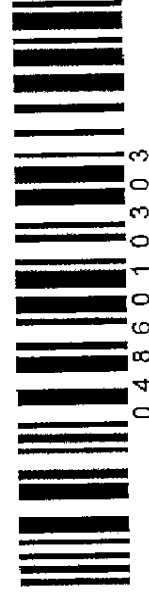
7. Please provide the following information for each Form 471 Block 5 (Discount Funding Request) item for which the Billed Entity is indicating that the named service provider may begin submitting invoices to SLD. You will need your FCDL for some of the information required below.

Remember: The FRNs listed below must be from the same Funding Year as is listed in Block 1, Item 3.

If you need additional pages, please label them 4A, 4B, 4C, etc. and indicate the number in the space provided here:

Page 3 A

(A) 471 Application Number From FCDL	(B) Funding Request Number (FRN) From FCDL	(C) Service Provider Identification Number (SPIN) From FCDL	(D) Service Provider Name From FCDL	(E) Funding Year Service Start Date (Earliest Date that Discounted Services Will Begin)
1	696142	143002665	Pacific Bell Telephone Company	07/01/2009
2				
3				
4				
5				
6				
7				
8				
10				
11				
12				



Entity Number	<u>102297</u>	Applicant's Form Identifier	<u>BVM0948601</u>
Contact Person	<u>Arlene GiaVerdi</u>	Phone Number	<u>626-793-2089</u>
Block 4: Certifications and Signature			
8. <input checked="" type="checkbox"/> I certify that the entity(ies) receiving discounted services as indicated on this Form 486 are covered by technology plan(s) that have been approved by a state or other authorized body – a USAC-certified technology plan approver – prior to the commencement of service and that cover all 12 months of the funding year. If applicable, provide the name(s) of the organization(s) that approved a technology plan for any eligible entity that is receiving services covered under this Form 486. If EVERY FRN listed in the Form 486 is for basic telephone service only, enter "NONE" here.			
None			
9. <input checked="" type="checkbox"/> I certify that the services listed on this Form 486 have been, are planned to be, or are being provided to all or some of the eligible entities identified in the Form 471 application(s) cited above. I certify that there are signed contracts covering all of the services listed on this Form 486 except for those services provided on a tariff or month-to-month basis. I certify that I am authorized to submit this receipt of service confirmation on behalf of the above-named Billed Entity; that I have examined this request; and that, to the best of my knowledge, information, and belief, all statements of fact contained herein are true.			
10. <input checked="" type="checkbox"/> I understand that the discount level used for shared services is conditional, for future years, upon ensuring that the most disadvantaged schools and libraries that are treated as sharing in the services receive an appropriate share of benefits from those services. I recognize that I may be audited pursuant to this application and will retain for five years any and all records, including Forms 479 where required, that I rely upon to complete this form and, if audited, will make available to the Administrator such records.			
NOTES FOR COMPLETING THE CERTIFICATIONS IN ITEM 11: A Billed Entity who is the Administrative Authority must check Item 11a or 11b or 11c. Check only ONE item. If the Billed Entity is not the Administrative Authority, skip to Item 11d. A Billed Entity who represents one or more Administrative Authorities must check Item 11d or 11e. (See the Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities.") A Billed Entity who represents one or more Administrative Authorities in Funding Years after Funding Year 2001 and who checks Item 11d must check Item 11f or 11g. (See the Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities.")			
IF THIS FORM PERTAINS TO A FUNDING YEAR PRIOR TO FUNDING YEAR 2001 (THE FUNDING YEAR BEGINNING JULY 1, 2001), SKIP TO ITEM 12.			



Entity Number	102297	Applicant's Form Identifier	BVM0948601
Contact Person	Arlene GiaVerdi	Phone Number	626-793-2089

11. FOR A BILLED ENTITY WHO IS THE ADMINISTRATIVE AUTHORITY:

I certify that as of the date of the start of discounted services:

- a. ☐ the recipient(s) of service represented in the Funding Request Number(s) on this Form 486 has (have) complied with the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l).
- b. ☐ pursuant to the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), the recipient(s) of service represented in the Funding Request Number(s) on this Form 486:

(FOR SCHOOLS and FOR LIBRARIES IN THE FIRST FUNDING YEAR FOR PURPOSES OF CIPA) is (are) undertaking such actions, including any necessary procurement procedures, to comply with the requirements of CIPA for the next funding year, but has (have) not completed all requirements of CIPA for this funding year.

(FOR FUNDING YEAR 2003 ONLY: FOR LIBRARIES IN THE SECOND OR THIRD FUNDING YEAR FOR PURPOSES OF CIPA) is (are) in compliance with the requirements of CIPA under 47 U.S.C. § 254(l) and undertaking such actions, including any necessary procurement procedures, to comply with the requirements of CIPA under 47 U.S.C. § 254(h) for the next funding year.

- c. ☒ the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), does not apply because the recipient(s) of service represented in the Funding Request Number(s) on this Form 486 is (are) receiving discount services only for telecommunications services.

FOR A BILLED ENTITY WHO REPRESENTS ONE OR MORE ADMINISTRATIVE AUTHORITIES ¹:

- d. ☐ I certify as the Billed Entity for the consortium that I have collected duly completed and signed Forms 479 from all eligible members of the consortium.
- e. ☐ I certify as the Billed Entity for the consortium that the only services that have been approved for discounts under the universal service support mechanism on behalf of eligible members of the consortium are telecommunications services, and therefore the requirements of the Children's Internet Protection Act, as codified at 47 U.S.C. § 254(h) and (l), do not apply.

For Funding Years after Funding Year 2001: If you checked Item 11d above, check ONE of the boxes below:

- f. ☐ I certify that some or all of the eligible consortium members checked Form 479 Item 6d or Item 6e to seek a CIPA Waiver, and upon request from the Administrator I can provide this information; OR
- g. ☐ I certify that no eligible consortium members checked Form 479 Item 6d or Item 6e to seek a CIPA Waiver.

The certification language above is not intended to fully set forth or explain all the requirements of the statute.

¹ See the Form 486 Instructions for Item 11, "Special Notes for Billed Entities Who Represent One or More Administrative Authorities."

The certification language above is not intended to fully set forth or explain all the requirements of the statute.



0 4 8 6 0 1 0 5 0 3

FCC Form
486

Do Not Write In This Area

Entity Number	<u>102297</u>	Applicant's Form Identifier	<u>BVM0948601</u>
Contact Person	<u>Ariene GiaVerdi</u>	Phone Number	<u>626-793-2089</u>

Persons willfully making false statements on this form can be punished by fine or forfeiture under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

12. Signature of authorized person <u>Christine Hunter</u>	13. Date <u>5/31/11</u>
14. Printed name of authorized person Christine Hunter	
15. Title or position of authorized person Principal	
16a. Street Address, P.O. Box, or Route Number 2660 Orange Grove Blvd,	
City Pasadena	
State CA	Zip Code 91107
16b. Telephone number of authorized person 626-793-2089	16c. Fax number of authorized person 626-793-4070
16d. Email address of authorized person chunter@abvmpasadena.org	



Entity Number	102297	Applicant's Form Identifier	BVM0948601
Contact Person	Arlene GiaVerdi	Phone Number	626-793-2089

FCC NOTICE FOR INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

Part 54 of the Commission's Rules authorizes the FCC to collect the information on this form. Failure to provide all requested information will delay the processing of the application or result in the application being returned without action. Information requested by this form will be available for public inspection. Your response is required to obtain the requested authorization.

The public reporting for this collection of information is estimated to range from 1 to 2 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the required data, and completing and reviewing the collection of information. If you have any comments on this burden estimate, or how we can improve the collection and reduce the burden it causes you, please write to the Federal Communications Commission, AMD-PERM, Paperwork Reduction Act Project (3060-0853), Washington, DC 20554. We will also accept your comments regarding the Paperwork Reduction Act aspects of this collection via the Internet if you send them to PRA@fcc.gov. PLEASE DO NOT SEND YOUR RESPONSE TO THIS FORM TO THIS ADDRESS.

Remember - You are not required to respond to a collection of information sponsored by the Federal government, and the government may not conduct or sponsor this collection, unless it displays a currently valid OMB control number or if we fail to provide you with this notice. This collection has been assigned an OMB control number of 3060-0853.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, PUBLIC LAW 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3) AND THE PAPERWORK REDUCTION ACT OF 1995, PUBLIC LAW 104-13, OCTOBER 1, 1995, 44 U.S.C. SECTION 3507.

Please submit this form to:

SLD Form 486
P. O. Box 7026
Lawrence, Kansas 66044-7026

For express delivery services or U.S. Postal Service, Return Receipt Requested, send this form to:

SLD Forms
ATTN: SLD Form 486
3833 Greenway Drive
Lawrence, Kansas 66046
888-203-8100





EXHIBIT F

Schools and Libraries Division

FORM 486 NOTIFICATION LETTER
(Funding Year 2009: 07/01/2009 - 06/30/2010)

June 22, 2011

ARLENE GIAVERDI
ASSUMPTION BVM SCHOOL
2660 E ORANGE GROVE BLVD
PASADENA, CA 91107-2632

Re: Form 486 Application Number: 835735
Applicant's Form 486 Identifier: BVM0948601

This letter is to notify you that the Universal Service Administrative Company (USAC) has received and accepted an FCC Form 486, Receipt of Service Confirmation Form, from you. This notification is to confirm the information that you provided. This information is being shared with the service provider whose SPIN you identified on each Funding Request Number (FRN).

You may be receiving this letter to revise or correct a previous Form 486 Notification Letter. The information contained in this letter supersedes any previous notification you may have received, including, but not limited to, a previously adjusted Service Start Date or previously reduced funding commitment.

NEXT STEPS

Discuss with your service provider whether you would like discounts on your bills or to pay your bills in full and be reimbursed for discounts.

Invoice USAC before the invoice deadline using the applicant invoice (BEAR Form - FCC Form 472) for reimbursements after paying the bills in full or the service provider invoice (SPI Form - FCC Form 474) for discounts. Whichever method you choose, you must pay your non-discount portion, as stated in Program rules. Program rules also require that participants maintain all documentation for at least five years after delivery of discount service.

TO APPEAL THE SERVICE START DATE/FUNDING COMMITMENT CHANGE DECISION

If you wish to appeal the Service Start Date change(s) and/or funding commitment adjustment(s) indicated in this letter, your appeal must be received by USAC or postmarked within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and (if available) email address for the person who can most readily discuss this appeal with us.

2. State outright that your letter is an appeal. Include the following to identify the letter and the decision you are appealing:
 - appellant name,
 - applicant or service provider name, if different than appellant,
 - applicant BEN and service provider SPIN,
 - Form 486 Number 835735 and FRN(s) as assigned by USAC,
 - "Form 486 Notification Letter for Funding Year 2009", AND
 - the exact text or the decision that you are appealing.
3. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep a copy of your entire appeal, including any correspondence and documentation
4. If you are an applicant, please provide a copy of your appeal to the service provider(s) affected by the USAC's decision. If you are a service provider, please provide a copy of your appeal to the applicant(s) affected by the USAC's decision.
5. Provide an authorized signature on your letter of appeal.

To submit your appeal to USAC by email, email your appeal to appeals@sl.universalservice.org. USAC will automatically reply to incoming emails to confirm receipt.

To submit your appeal to us by fax, fax your appeal to (973) 599-6542.

To submit your appeal to us on paper, send your appeal to:

Letter of Appeal
Schools and Libraries Division - Correspondence Unit
100 South Jefferson Road
P.O. Box 902
Whippany, NJ 07981

You have the option of filing an appeal with USAC or directly with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received by the FCC or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. We strongly recommend that you use the electronic filing options described in the "Appeals Procedure" posted on our website. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554.

A guide to the data reported in our letter reports is posted in the Reference Area of our website. Complete Program information, including invoice deadlines is also posted on our website. You may also contact our Client Service Bureau by email using the "Submit a Question" link on our website, toll-free by fax at 1-888-276-8736, or toll-free by phone at 1-888-203-8100.

Schools and Libraries Division
Universal Service Administrative Company

FORM 486 NOTIFICATION LETTER REPORT
(Funding Year 2009)

Funding Request Number: 1912970
Form 471 Application Number: 696142
Service Provider Name: Pacific Bell Telephone Company
Service Provider Identification Number: 143002665
Billing Account Number: N/A
Service Start Date: 01/31/2011*
Service Start Date Change Explanation: 120-DAY 486 DEADLINE
Adjusted Funding Commitment: \$0.00

